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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,) CR No.: 05-00726 MAG

Plaintiff,

STIPULATION AND
~~PROPOSED~~ ORDER EXCLUDING
TIME

v.

KHAHILIAH THYJUAN JACKSON,

Defendant.

On December 13, 2005, the parties in this case appeared before the Court and stipulated that time should be excluded from the Speedy Trial Act calculations from December 13, 2005 to January 27, 2006 for effective preparation of counsel, in that defense counsel required adequate time for effective assistance of defense counsel. The parties represented that granting the continuance was the reasonable time necessary for effective preparation of defense counsel, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(8)(B)(iv). The

parties also agreed that the ends of justice served by granting such a continuance outweighed the best interests of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(8)(A).

SO STIPULATED:

KEVIN V. RYAN
United States Attorney

DATED: __12-13-05

/s/
ACADIA L. SENESE
Law Clerk

DATED: ____12/13/05_____

/s/
ELIZABETH M. FALK
Attorney for Ms. Jackson

As the Court found on December 13, 2005, and for the reasons stated above, the Court finds that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial and that time should be excluded from the Speedy Trial Act calculations from December 13, 2005 to January 27, 2006 for effective preparation of defense counsel and the United States. See 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny counsel reasonable time necessary for effective preparation and continuity of counsel, taking into account the exercise of due diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

SO ORDERED.

DATED: December 19, 2005

